

TO WHOM IT MAY CONCERN:

NO. 41-391

I have vetoed and I am filing with the Secretary of State, House Bill No. 592 which was passed at the recently-adjourned Regular Session of the Fiftieth Legislature.

I am vetoing this bill because the Legislature had, previously in 1939, conferred upon the Supreme Courts the power to adopt rules of procedure in all civil cases. In response thereto the Supreme Court did adopt a set of rules in 1941, and these rules have been amended from time to time, by the Supreme Courts, since that time.

The Supreme Court at that time did not undertake to make any changes in the rules relating to tax suit. It continued in effect all statutes in effect immediately prior to September 1, 1941, prescribing rules of procedure in tax suit. The Supreme Court postponed enacting rules of procedure in tax suit.

Chief Justice Alexander of the Supreme Court of Texas assures me that the Supreme Court is now ready and will assume prescribed rules for procedure in tax suit.

Since there will be less confusion and conflict in the rules of procedure in tax suit if the Supreme Court soon enacts such rules, and since I believe it safer practice to continue the rule making power in the Supreme Court and furthermore believing that there would be less confusion if the rules are prepared by the Supreme Court and not by the Legislature, I believe it to be the best interest of the Bench and Bar of Texas and to the rights of litigants in Texas that this bill be vetoed.

IN TESTIMONY WHEREOF I have hereunto signed my name officially and caused the Seal of State to be affixed hereto at Austin, this 19th day of June, A.D., 1947.

*Paul H. Brown*  
GOVERNOR OF TEXAS

BY THE GOVERNOR:

*Paul H. Brown*  
SECRETARY OF STATE

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE

THIS 20th DAY OF June 1947

AT 12 O'CLOCK AND MINUTES

*Paul H. Brown*  
Secretary of State